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August 22, 2011

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LONG ISLAND OFFICE

Via ECF

Judge Arthur D. Spatt
United States District Court
Eastern District of New York
Alfonse M. D'Amato U.S. Courthouse
Courtroom 1020
Central Islip, New York 11722

Re: Promote Innovation, LLC v. Leviton Manufacturing Co., Inc.
Case No.: CV 11-1301 (ADS)(AKT)

Dear Judge Spatt:

We are local counsel for the defendant Leviton Manufacturing Co., Inc. ("Leviton") in the above-referenced matter. Leviton has a motion to dismiss Plaintiff's amended complaint pending before your Honor. Upon behalf of all parties, this is to advise that the parties have reached a settlement in principle to resolve this matter. Documents memorializing the settlement are in the process of being prepared.

Respectfully submitted,

Thomas J. McGowan
Thomas J. McGowan

cc: Zachariah Harrington, Esq.
Counsel for Plaintiff
(Via Email)

James Hosmer, Esq.
National Counsel for Leviton
(Via Email)

*Case Closed subject to the filing of a Stipulation
of Settlement ... the terms of the Settlement.*

Arthur D. Spatt, U.S.D.J.

8/26/11



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